

UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT
Thurgood Marshall U.S. Courthouse 40 Foley Square, New York, NY 10007 Telephone: 212-857-8500

MOTION INFORMATION STATEMENTDocket Number(s): 15-CV-05871

Caption [use short title]

Motion for: Appeal

Price
v.
Linda Simmons
City of New York,
et al

Set forth below precise, complete statement of relief sought:

reversal of orders
dated 10/3/16 instructing
me to delete individual
defendants & actions from
my caption & complaint.

MOVING PARTY:

☒ Plaintiff☐ Defendant☐ Appellant/Petitioner☐ Appellee/Respondent

OPPOSING PARTY:

MOVING ATTORNEY:

OPPOSING ATTORNEY:

[name of attorney, with firm, address, phone number and e-mail]

Court-Judge/Agency appealed from:

Hon. Judge Polk-Railla

Please check appropriate boxes:

Has movant notified opposing counsel (required by Local Rule 27.1):

☒ Yes ☐ No (explain):

Opposing counsel's position on motion:

☐ Unopposed ☐ Opposed ☒ Don't Know

Does opposing counsel intend to file a response:

☐ Yes ☐ No ☒ Don't Know**FOR EMERGENCY MOTIONS, MOTIONS FOR STAYS AND
INJUNCTIONS PENDING APPEAL:**

Has request for relief been made below?

☐ Yes ☐ No

Has this relief been previously sought in this Court?

☐ Yes ☐ No

Requested return date and explanation of emergency:

Is oral argument on motion requested?

☐ Yes ☐ No (requests for oral argument will not necessarily be granted)

Has argument date of appeal been set?

☐ Yes ☒ No If yes, enter date:

Signature of Moving Attorney:

Date:

11/2/16Service by: ☐ CM/ECF☒ Other [Attach proof of service]

CAPTION:

Kelly Price

CERTIFICATE OF SERVICE*

Docket Number: 15-CV 05871

v.

Linda Simmons, City of New York Bt al

I Kelly Price, hereby certify under penalty of perjury that
(print name)

on 11/2/16, I served a copy of Notice of Appeal,
(date) request for poor person status, proof of service
(list all documents)

by (select all applicable)**

☐ Personal Delivery

☒ United States Mail

☐ Federal Express or other
Overnight Courier

☐ Commercial Carrier

☐ E-Mail (on consent)

on the following parties:

Zachary Carter, 100 church St., NY New York 10007
Name Address City State Zip Code

Name Address City State Zip Code

Name Address City State Zip Code

Name Address City State Zip Code

*A party must serve a copy of each paper on the other parties, or their counsel, to the appeal or proceeding. The Court will reject papers for filing if a certificate of service is not simultaneously filed.

**If different methods of service have been used on different parties, please complete a separate certificate of service for each party.

11/2/16

Today's Date

Kelly Price

Signature